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3  
4 BILL NO. G-73-05-07

5 GENERAL ORDINANCE NO. 12-73

6  
7 AN ORDINANCE amending Section 13 of  
8 Chapter 3 of the Municipal Code of Fort  
9 Wayne by: (1) imposing a redemption  
fee of ten dollars (\$10.00) in respect  
to the first occasion upon which a dog  
running at large has been impounded, and  
10 (2) requiring shelter adequate to pro-  
tect a female dog in heat from conception.

11 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF  
12 FORT WAYNE, INDIANA:

13 SECTION 1. Section 13 of Chapter 3 of the Municipal  
14 Code of the City of Fort Wayne is hereby amended so as to read  
15 in its revised entirety as follows:

16 "13. It shall be the duty of every humane officer  
17 or assistant humane officer of the City of Fort Wayne to  
18 apprehend and impound all dogs found running at large.  
19 Any dog so impounded may, upon payment of the redemption  
20 fee specified below, be redeemed by the owner within  
seventy-two (72) hours after the impounding of such dog  
by reclaiming such dog at the humane shelter; provided,  
however, that the owner of such dog shall pay to the City  
of Fort Wayne a redemption fee of ten dollars (\$10.00).

21 "Such fees shall be paid to the person in charge of  
22 the humane shelter who shall accept such money on behalf  
23 of the City and who shall issue a receipt for the same,  
whereupon such dog shall be released to the owner there-  
of; provided, however, that no dog shall be released  
24 unless the owner shall also show a dog-tax receipt as  
proof of ownership.

25 "All impounded dogs not released within seventy-two  
(72) hours after being impounded may be placed in suitable  
26 homes or destroyed in a humane manner by the Fort Wayne  
27 Humane Commission. The person in charge of the humane  
shelter shall keep an accurate record of all impounded  
28 dogs which record shall show the time each dog is im-  
pounded, the disposition made of each dog, and all appro-  
priate information.

29 "Any person owning or harboring any female dog in  
heat must provide shelter adequate to protect the animal  
30 from conceiving. Any person who fails to provide such  
31 shelter for a female dog in heat shall be guilty of a  
misdemeanor and shall, upon conviction, be fined not less  
32 than ten dollars (\$10.00) nor more than fifty dollars (\$50.00).  
33 Each day during any portion of time in which a female dog  
in heat is left unsheltered shall constitute a separate  
offense.

34 "It shall be unlawful for any person to hinder, molest  
35 or interfere with any humane officer or other official

1  
2  
3  
4       authorized to perform any duty described in this section."

5           SECTION 2. This Ordinance shall be in full force and  
6 effect from and after its passage by the Common Council, approval  
7 by the Mayor and legal publication.

8  
9           William T. Hunga  
10           Councilman

11  
12           APPROVED AS TO FORM  
13           AND LEGALITY  
14           R. D. S. C.  
15           CITY ATTORNEY

Read the first time in full and on motion by Hinga, seconded by  
Stier, and duly adopted, read the second time by title and referred  
to the Committee on Finance (and the City Plan  
Commission for recommendation) and Public Hearing to be held after due legal notice,  
at the Council Chambers, City-County Building, Fort Wayne, Indiana, on \_\_\_\_\_,  
the \_\_\_\_\_ day of \_\_\_\_\_, 197\_\_\_\_\_, at \_\_\_\_\_  
o'clock P.M., E.S.T.

Date: 5/12/73

Charles W. Ulsterman  
CITY CLERK

Read the third time in full and on motion by Hinga,  
seconded by Talarico, and duly adopted, placed on its passage.

Passed (PASSED) by the following vote:

AYES 5, NAYS 4, ABSTAINED \_\_\_\_\_, ABSENT \_\_\_\_\_ to-wit:

BURNS /

HINGA /

KRAUS /

MOSES /

NUCKOLS /

SCHMIDT, D. /

SCHMIDT, V. /

STIER /

TALARICO /

DATE: 6/12/73

Charles W. Ulsterman  
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana,  
as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance  
(Resolution) No. G-12-73 on the 12th day of June, 1973.

ATTEST: (SEAL)

Charles W. Ulsterman  
CITY CLERK

Winfield C. May Jr.  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 13th  
day of June, 1973, at the hour of 10:00 o'clock  
A M., E.S.T.

Charles W. Ulsterman  
CITY CLERK

Approved and signed by me this 13th day of June, 1973,  
at the hour of 3:00 o'clock P M., E.S.T.

John A. Lewis Jr.  
MAYOR

Bill No. G-73-05-07

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance

Amending Section 13 of Chapter 3 of the Municipal Code of Fort

Wayne by: (1) imposing a redemption fee of ten dollars (\$10.00)

in respect to the first occasion upon which a dog running at large

has been impounded, and (2) requiring shelter adequate to protect a

female dog in heat from conception.

have had said Ordinance under consideration and beg leave to report back to the Common  
Council that said Ordinance Do PASS.

William T. Hinga - Chairman

John Nuckols - Vice-Chairman

James S. Stier

Samuel J. Talarico

Paul M. Burns

*William T. Hinga*

*John Nuckols*

*James S. Stier*

*Samuel J. Talarico*

*Paul M. Burns*

MADE A MATTER OF RECORD

DATE 6/12/73 CHARLES W. WESTERMAN, CITY CLERK

Appropriation Ordinance No. A-10-73 has been voided.

Due to a mistake in the writing of the Legal Publication - this ordinance had to be reacted upon by Council for a correct publication of a Public Hearing.

A Special Meeting has been called upon on July 17, 1973. This ordinance was acted upon and reapproved by Council and Mayor.

The Original Ordinance is filed in the July 17, 1973 file and new No. is A-12-73.

Chapter 385, of the Acts of 1963 of the General Assembly of the State of Indiana (Burns' Ind. Stat., 1964 Replacement, Sec. 53-744), the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council of the City of Fort Wayne on November 26, 1963, is amended by deleting the following public alley in Fort Wayne, Allen County, Indiana, to-wit:

~~The seven (7) feet wide by 150 feet deep alleyway between lot number one (1) in the Allen Subdivision address 2068 Riedmiller Avenue and lot number one (1) in Michales Addition, address 2102 Riedmiller Avenue in the City of Fort Wayne, Allen County, Indiana. The alleyway is bordered on the East by Riedmiller Avenue and on the West by an alleyway that is bordered on the North by Taylor Street and on the south by Hale Avenue.~~

SECTION 2. After passage of this Ordinance, approval by the Mayor, and legal publication, a duly certified copy of this ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall be transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

John Nuckols  
Councilman

Read the first time in full and on motion by Nuckols, seconded by Talarico, and duly adopted, read the second time by title and referred to the Committee on Regulations.

Date: 6-12-73

Charles W. Westerman  
City Clerk

BILL NO. A-73-05-30

APPROPRIATION ORDINANCE NO. A-10-73

AN ORDINANCE defining a Revenue Sharing Plan and appropriating funds from the unexpended and unappropriated balance of the Revenue Sharing Trust Fund.

WHEREAS, The City of Fort Wayne is the recipient of certain Federal money through the State and Local Fiscal Assistance Act of 1972, and

WHEREAS, this money has been set aside in a special Revenue Sharing Trust Fund, pursuant to said Act, and

WHEREAS, the City has diligently solicited recommendations from a broad base of citizens in order to determine the most appropriate use of this money, and

WHEREAS, there has been broad public debate through the News Media, town halls and before the Citizens Advisory Board in order to establish the "priority" needs of the community, and

WHEREAS, the City has taken all those recommendations into consideration in developing the Revenue Sharing Plan as required by said Act, and

WHEREAS, the City through its Chief Executive Officer has developed the following plan for the calendar years 1973 and 1974 in order to accommodate those requests:

<u>Project</u>	<u>Amount</u>
Street Lighting (Residential)-----	\$ 400,000
Lower Huntington Road (Widening, etc.)-----	187,000
Street Resurfacing-----	300,000
Curb & Sidewalk Repair-----	250,000
Neighborhood Package (Hoelwood, Colony, Chestnut)-----	600,000
Waynedale-----	588,000
Westfield-----	200,000
Summer Youth Employment-----	150,000
Special Recreation-----	2,000
MIS-----	25,000
Washington Center Road (R/W acquisition)-----	100,000
Street Trees-----	25,000
LNL Project-----	125,000
Central Business District-----	200,000
Child Safety at Schools-----	25,000
MVH deficit-----	200,000
FHA Rehabilitation (demonstration project)-----	10,000
Police Garage-----	200,000
Neighborhood Participation-----	25,000
Barr Street-----	25,000
<b>TOTAL</b>	<b>\$3,637,000</b>

which plan is more fully described in the exhibits, attached hereto and made a part hereof, and

WHEREAS, approval must be given by the appropriating body of each municipal corporation for the use of such funds for the purposes specified.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That there is hereby appropriated out of the unexpended and unappropriated balance of the Revenue Sharing Trust Fund--Entitlement Period January 1, 1972 to June 30, 1972; the sum of \$1,150,000 into:

PROJECT A --- STREET LIGHTING (RESIDENTIAL):  
 Board of Public Works  
 Acct. A2 Services Contractual \$400,000

---

PROJECT B --- STREET RESURFACING:  
 Board of Public Works  
 Acct. B2 Services Contractual \$300,000

---

PROJECT C --- CURB AND SIDEWALK REPAIRING:  
 Board of Public Works  
 Acct. C2 Services Contractual \$250,000

---

PROJECT D --- MVH STREET MAINTENANCE:  
 Motor Vehicle Highway Department  
 Acct. D4 Materials \$200,000

---

SECTION 2. That the unexpended and unappropriated balance of the Revenue Sharing TRust Fund -- Entitlement Period January 1, 1972 to June 30, 1972 of the City of Fort Wayne is hereby reduced in the amount of \$1,150,000.

SECTION 3. That there is hereby appropriated out of the Revenue Sharing Trust Fund -- Entitlement Period July 1, 1972 to December 31, 1972, the sum of \$987,000 into:

PROJECT E --- SUMMER YOUTH EMPLOYMENT:  
 Board of Public Works - Human Resources  
 Acct. E1 Services Personal \$143,000  
 Acct. E2 Services Contractual 2,000  
 Acct. E3 Supplies 1,000  
 Acct. E4 Materials 4,000  
\$150,000

---

PROJECT F --- SPECIAL RECREATION:  
 Board of Public Works - Human Resources  
 Acct. F2 Services Contractual \$ 1,500  
 Acct. F3 Supplies 250  
 Acct. F4 Materials 250  
\$ 2,000

---

PROJECT G --- M.I.S.:  
 Controller's Office  
 Acct. G1 Services Personal \$ 18,600  
 Acct. G2 Services Contractual 4,000  
 Acct. G3 Supplies 900  
 Acct. G7 Properties 1,500  
\$ 25,000

---

PROJECT H --- CHILD SAFETY AT SCHOOLS:		
Board of Works		
Acct. H2 Services Contractual		<u>\$25,000</u>
PROJECT I --- NEIGHBORHOOD PARTICIPATION:		
Board of Public Works		\$ 22,800
Acct. 11 Services Personal		1,500
Acct. 12 Services Contractual		700
		500
		<u>\$ 25,000</u>
PROJECT J --- BARR STREET - PEDESTRIAN MALL:		
Board of Public Works		\$ 15,000
Acct. J2 Services Contractual		10,000
Acct. J4 Materials		<u>\$ 25,000</u>
PROJECT K --- REHABILITATION HOUSING:		
Board of Public Works		
Acct. K7 Properties		<u>\$ 10,000</u>
PROJECT L --- POLICE GARAGE:		
Board of Public Works		
Acct. L2 Services Contractual		<u>\$200,000</u>
PROJECT M --- WESTFIELD VILLAGE IMPROVEMENT:		
Board of Public Works		
Acct. M2 Services Contractual		<u>\$200,000</u>
PROJECT N --- CENTRAL BUSINESS DISTRICT:		
Board of Public Works		
Acct. N4 Materials		\$ 50,000
Acct. N7 Properties		150,000
		<u>\$200,000</u>
Project O --- LINCOLN LIFE PROJECT:		
Board of Public Works		
Acct. 02 Services		<u>\$125,000</u>

SECTION 4. That the unexpended and unappropriated balance of the Revenue Sharing Trust Fund -- Entitlement Period July 1, 1972 to December 31, 1972 of the City of Fort Wayne is hereby reduced in the amount of \$987,000.

SECTION 5. That there is hereby appropriated out of Revenue Sharing Trust Fund -- Entitlement Period January 1, 1973 to June 30, 1973, the sum of \$1,100,000 into:

PROJECT P --- STREET TREES:  
 Board of Public Works  
 Acct. P4 Materials \$ 25,000

PROJECT Q --- WAYNEDALE IMPROVEMENT:  
 Board of Public Works  
 Acct. Q2 Services Contractual \$588,000

PROJECT R --- LOWER HUNTINGTON ROAD:  
 Board of Public Works  
 Acct. R1 Services Personal \$ 25,000  
 Acct. R2 Services Contractual 162,000  
\$187,000

PROJECT S --- WASHINGTON CENTER ROAD:  
 Board of Public Works  
 Acct. S1 Services Personal \$ 5,000  
 Acct. S7 Properties 95,000

PROJECT T1 -- NEIGHBORHOOD IMPROVEMENTS:  
 ( Hoevelwood, Colony, Chestnut)  
 Board of Public Works  
 Acct. T2 Services Contractual \$200,000

SECTION 6. That the unexpended and unappropriated balance of the Revenue Sharing Trust Fund -- Entitlement Period January 1, 1973, to June 30, 1973 of the City of Fort Wayne is hereby reduced in the amount of \$1,100,000.

SECTION 7. That there is hereby appropriated out of the Revenue Sharing Trust Fund -- Entitlement Period July 1, 1973 to June 30, 1974 the sum of \$400,000 into:

PROJECT T2 -- NEIGHBORHOOD IMPROVEMENTS:  
 ( Hoevelwood, Colony, Chestnut)  
 Board of Public Works  
 Acct. T2 Services Contractual \$400,000

SECTION 8. That the unexpended and unappropriated balance of the Revenue Sharing Trust Fund -- Entitlement Period July 1, 1973 to June 30, 1974 of the City of Fort Wayne is hereby reduced in the amount of \$400,000.

SECTION 9. That the unexpended and unappropriated balance for each of the Entitlement Periods is understood to remain in the Revenue Sharing Trust Fund and shall not be diminished or encumbered in any way except by a specific appropriation action by this Council.

SECTION 10. That the City Controller is hereby directed to provide every member of this Council with a copy of his reports to the Secretary of the Treasury as provided in the State and Local Fiscal Assistance Act of 1972.

SECTION 11. That the Mayor of the City of Fort Wayne is hereby requested and charged to personally review and insure that each and every encumbrance and expenditure of this money is in compliance with the intent of this Council as specifically outlined in Sections 1 thru 9 of this Ordinance.

SECTION 12. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

William T. Hinga  
Councilman

Read the third time in full and on motion by Hinga, seconded by Talarico, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Nine  
Burns, Hinga, Kraus, Moses, Nuckols, D. Schmidt, V. Schmidt, Stier,  
Talarico

Nays: None

Date: June 12, 1973

Charles W. Westerman  
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Appropriation Ordinance No. A-10-73 on the 12th day of June, 1973.

ATTEST: (SEAL)

Charles W. Westerman  
City Clerk

Winfield C. Moses, Jr.  
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 13th day June, 1973, at the hour of 10:00 o'clock A.M., E.S.T.

Charles W. Westerman  
City Clerk

Approved and signed by me this 13th day of June, 1973, at the hour of 3:00 o'clock P.M., E.S.T.

Ivan A. Lebamoff  
Mayor

BILL NO. A-73-05-30

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance defining a Revenue Sharing Plan and appropriating funds from the unexpended and unappropriated balance of the Revenue Sharing Trust Fund have had said Ordinance under consideration and beg leave to report back to the Comon Council said Ordinance DO PASS.

Made a matter of record 6-12-73  
Charles W. Westerman  
City Clerk

John Nuckols  
Samuel J. Talarico  
Paul M. Burns

April 6, 1973

RECEIVED

*Send to  
Ivan A.  
Lebamon  
9th Floor  
City-County Building  
One Main Street  
Fort Wayne, Indiana*

WILLIAM ALFRED KERN  
ATTORNEY AT LAW  
2122 FORT WAYNE NATIONAL BANK BUILDING  
FORT WAYNE, INDIANA 46802  
TELEPHONE 743-7311  
APRIL CODE 219

APR 6 1973

OFFICE OF THE MAYOR

April 5, 1973,

RE: Proposed amendments to Municipal Code in  
respect to stray dogs, and female dogs in heat.

Dear Ivan:

Some months ago, I talked with you by telephone in regard to certain proposed revisions in the portion of the Municipal Code dealing with running and stray dogs. As you may recall, I indicated that Captain Koch had urged the Humane Commission to recommend certain changes in the code and I am now informed that it has done so. The result is enclosed.

The amendment proposed achieves the objectives stated in the headnote and, incidentally, simplifies the procedures for payment of a redemption fee.

The first revision would establish a redemption fee with respect to the first impoundment of any loose dog. Under present law, every dog is entitled to one free caper. The revision would cover the approximate cost to the city of capturing and impounding an average dog.

The second revision would require protection for female dogs in heat and, would tend to reduce the incidence of unintended conceptions.

This bill would cost the city nothing and would, in fact, reimburse it for the expenses of picking up loose dogs. Also, it would reduce the expense of caring for (and mostly disposing of) unwanted puppies.

Very truly yours,

*Bill*  
William Alfred Kern

WAK/ljh

enclosure

GENERAL ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE amending Section 13 of Chapter 3 of the Municipal Code of Fort Wayne by: (1) imposing a redemption fee of ten dollars (\$10.00) in respect to the first occasion upon which a dog running at large has been impounded, and (2) requiring shelter adequate to protect a female dog in heat from conception.

SECTION 1. Section 13 of Chapter 3 of the Municipal Code of the City of Fort Wayne is hereby amended so as to read in its revised entirety as follows:

"13. It shall be the duty of every humane officer or assistant humane officer of the City of Fort Wayne to apprehend and impound all dogs found running at large. Any dog so impounded may, upon payment of the redemption fee specified below, be redeemed by the owner within seventy-two (72) hours after the impounding of such dog by reclaiming such dog at the humane shelter; provided, however, that the owner of such dog shall pay to the City of Fort Wayne a redemption fee of ten dollars (\$10.00).

"Such fees shall be paid to the person in charge of the humane shelter who shall accept such money on behalf of the City and who shall issue a receipt for the same, whereupon such dog shall be released to the owner thereof; provided, however, that no dog shall be released unless the owner shall also show a dog-tax receipt as proof of ownership.

"All impounded dogs not released within seventy-two (72) hours after being impounded may be placed in suitable homes or destroyed in a humane manner by the Fort Wayne Humane Commission. The person in charge of the humane shelter shall keep an accurate record of all impounded dogs which record shall show the time each dog is impounded, the disposition made of each dog, and all appropriate information.

"Any person owning or harboring any female dog in heat must provide shelter adequate to protect the animal from conceiving.

Any person who fails to provide such shelter for a femal dog in heat shall be guilty of a misdemeanor and shall, upon conviction, be fined not less than ten dollars (\$10.00) nor more than fifty dollars (\$50.00). Each day during any portion of time in which a female dog in heat is left unsheltered shall constitute a separate offense.

"It shall be unlawful for any person to hinder, molest or interfere with any humane officer or toehr official authorized to perform any duty described in this section."

SECTION 2. This Ordinance shall be in full force and effect from and after its passage by the Common Council, approval by the Mayor and legal publication.

# City Clerk Memorandum

CHARLES W. WESTERMAN, Clerk

To Waldemar Carl Koch - Humane Shelter Date May 24, 1973  
From Charles W. Westerman - City Clerk  
Subject Appearance before Common Council Committee Session - June 5, 1973

COPIES TO:

RE: BILL NO. G-73-05-07

AN ORDINANCE amending Section 13 of Chapter 3 of the Municipal Code of Fort Wayne by:  
(1) imposing a redemption fee of ten dollars (\$10.00) in respect to the first occasion upon which a dog running at large has been impounded, and (2) requiring shelter adequate to protect a female dog in heat from conception.

Your appearance is requested on June 5, 1973, at 7:30 o'clock P.M., Room 124, by the members of the Common Council and William Hinga, Chairman of the Standing Committee of Finance, in regard to Bill No. G-73-05-07.

It is also requested that you bring along any materials or information that you may have which will help the Council in its decision regarding the above bill.

Sincerely yours,

Charles W. Westerman  
City Clerk

Admn. Appr. ✓

DIGEST SHEET

Finance  
J-73-05-07

TITLE OF ORDINANCE An ordinance amending Section 13 of Chapter 3 of the  
Municipal Code of the City of Fort Wayne.  
DEPARTMENT REQUESTING ORDINANCE

SYNOPSIS OF ORDINANCE (1) Imposing a redemption fee of ten dollars  
in respect to the first occasion upon which a dog running at large has  
been impounded, and (2) requiring shelter adequate to protect a female dog  
in heat from conception.

EFFECT OF PASSAGE Keeping dogs off the streets.

EFFECT OF NON-PASSAGE An increase of dogs running loose on the City  
Streets.

MONEY INVOLVED (Direct Costs, Expenditures, Savings)

ASSIGNED TO COMMITTEE (J.N.) Finance W City

## ORDINANCE CHECK-OFF SHEET

## INFORMATION REGARDING ORDINANCE

## CONTENTS OF ORDINANCE

BILL NO.	D-73-05-07
ORDINANCE NO.	D-12-73
X REGULAR SESSION	5-8-73
SPECIAL SESSION	
APPROVED AS TO FORM AND LEGALITY	Keller
BILL WRITTEN BY	
DATE INTRODUCED	5-8-73
REFERRED TO SAID STANDING COMMITTEE	Finance
REFERRED TO CITY PLAN	
LEGAL PUBLIC HEARING	
LEGAL PUBLICATION	
JOINT HEARING	
DEPARTMENT HEARING	
HOLD FILE	
X PASS	6-12-73
DO NOT PASS	
WITHDRAWN	
SUSPENSION OF RULES	
PRIOR APPROVAL	
ORDINANCE TAKEN OUT OF OFFICE	
OTHER INSTRUCTIONS REGARDING ORDINANCE	
CORRECTIONS MADE TO ORDINANCE	
PEOPLE SPEAKING FOR ORDINANCE	
PEOPLE SPEAKING AGAINST ORDINANCE	

X COMMITTEE SHEET
X VOTE SHEET
PURCHASE ORDERS
BIDS
ORDERS, BIDS OR OTHER PAPERS TAKEN OUT AND BY WHOM
LETTER REQUESTING ORDINANCE DRAWN UP BY CITY ATTORNEY
To Mayor from W. Kern COMMUNICATIONS FROM Copy of Bureau du
ZONING MAPS
ABSTRACTS
TITLES
PRIOR APPROVAL LETTER

## COUNCILMAN'S VOTE

	AYES	NAYS	AESSENT
BURNS	✓		
HINGA	✓		
KRAUS		✓	
MOSES		✓	
NUCKOLS	✓		
D. SCHMIDT	✓		
V. SCHMIDT	✓		
STIER		✓	
TALARICO		✓	

## COMMENTS:

Captain Koch  
to appear June 5th



CITY OF FORT WAYNE  
CITY-COUNTY BUILDING  
ONE EAST MAIN STREET  
FORT WAYNE, INDIANA 46802

CHARLES W. WESTERMAN  
CITY CLERK

June 14, 1973

Miss Helen Libbing  
Fort Wayne Newspapers, Inc.  
600 West Main Street  
Fort Wayne, Indiana 46802

Dear Miss Libbing:

Please give the attached full coverage on the dates of June 16 and June 23, 1973, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council of Fort Wayne, Indiana, An Ordinance amending the City of Fort Wayne Zoning Map No. EE8, DD8, EE6, DD6. Bill No. Z-73-01-02 - Zoning Map Ordinance No. Z-09-73

Legal Notice for Common Council of Fort Wayne, Indiana, An Ordinance amending General Ordinance G-97 by authorizing the vacation of an alley located between Rockhill Street on the West and Union Street on the East. Bill No. G-73-05-23 - General Ord. No. 13-73

Legal Notice for Common Council of Fort Wayne, Indiana, An Ordinance amending Section 13 of Chapter 3 of the Municipal Code of Fort Wayne by: (1) imposing a redemption fee of ten dollars (\$10.00) in respect to the first occasion upon which a dog running at large has been impounded, and (2) requiring shelter adequate to protect a female dog in heat from conception. Bill No. G-73-05-07 - General Ord. No. G-12-73.

Please send us five (5) copies of the Publisher's Affidavit.

Sincerely,

Charles W. Westerman  
City Clerk

CWW/ne  
ENCL: 3

Number of insertions 2Size of quad upon which type is cast 5<sup>1</sup>/<sub>2</sub>

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date June 26, 1973

Title

CLERK

Legal Notice

Notice is hereby given that on the 12th day of June, 1973, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session, passed the following Bill No. G-73-05-07 G-12-73 General Ordinance, now, will:

BILL NO. G-73-05-07

GENERAL ORDINANCE NO. G-12-73

AN ORDINANCE amending Section 13 of Chapter 1 of the Municipal Code of the City of Fort Wayne by: (1) Imposing a redemption fee of twenty dollars (\$20.00) in respect to the first occasion upon which any dog of any size or larger has been impounded, and (2) making it the duty of the humane shelter to make dog in her care to protect a female dog in heat from being impregnated.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Section 13 of Chapter 3 of the Municipal Code of the City of Fort Wayne is hereby amended so as to read in its revised entirety as follows:

"13. It shall be the duty of every humane shelter to accept humane officer of the City of Fort Wayne, upon receipt and impound any dogs found running at large or vicious. Immature may, upon payment of the redemption fee set forth below, be redeemed by the owner within thirty days of the date of impoundment, lessened by the time after the impounding of such dog by redeeming sum paid by the humane shelter; provided, however, that such dog shall pay to the City of Fort Wayne a redemption fee of ten dollars (\$10.00). Such fees shall be paid to the person in charge of the humane shelter.

"Such fees shall be paid to the person in charge of the humane shelter who shall accept such money on behalf of the City of Fort Wayne and issue a receipt for the same, whereupon such dog shall be released to the owner thereof; provided, however, that such dog may be released unless the owner shall also pay a dog tax equal as proof of ownership.

"All immature dogs not released within seventy-two (72) hours of their impoundment may be placed in suitable homes or destroyed in a humane manner by the Fort Wayne Humane Committee or the person in charge of the humane shelter shall keep an accurate record of all impounded dogs which record shall show the time each dog is impounded, the day

Legal Notice

position made of each dog and all appropriate information.

"Any person keeping or harboring any female dog in heat must provide shelter upon request of the humane officer from conceiving. Any person who fails to do so shall upon conviction be fined not less than ten dollars (\$10.00) or more than one hundred dollars (\$100.00). Each day during or before the time of impoundment that a dog in heat is left unsheltered shall constitute a separate offense.

"SECTION 2. The Ordinance will be in full force and effect from and after its passage by the Common Council, expressed by the Mayor and legal publication.

WILLIAM C. WESTERMAN  
Councilman  
Tolerton, Indiana

Recd the third time in full and on mod-  
duly adopted, placed on file, passage,  
Passed by the following vote:  
Ayes: 6  
Burns, Hingo, Nuckles, O. Schmidt,  
Nays: Four  
Kraus, Moses, Stier, Tolerton

Date: 6-26-73  
CHARLES W. WESTERMAN  
City Clerk  
WINFIELD C. MOSELY JR.  
Presented by to the Mayor  
City of Fort Wayne, Indiana, on the 13th  
day of June, 1973, at the hour of 10:00  
o'clock A.M., EST.

CHARLES W. WESTERMAN,  
City Clerk  
Approved and signed by me this 13th  
day of June, 1973, at the hour of 10:00  
o'clock P.M., EST.

IVAN A. LEBANOFF,  
Mayor  
City of Fort Wayne, Indiana, do hereby  
certify that the above and foregoing is a  
true and correct copy of General  
Ordinance No G-12-73 Bill No. G-73-05-07  
passed by the Common Council on the  
13th day of June, 1973, and that said Ordin-  
ance was read three times in the presence  
of the Mayor on the 13th day of June, 1973,  
and now remains on file and on record in  
my office.

WITNESS my hand, and the official  
seal of the City of Fort Wayne, Indiana,  
this 13th day of June, 1973.

CHARLES W. WESTERMAN,  
City Clerk

ER'S AFFIDAVIT

ty } ss:

sared before me, a notary public in and for said county and state, the  
LARRY E. GERKEN

who, being duly sworn, says  
CLERK

JOURNAL-GAZETTE

newspaper of general circulation printed and published  
language in the city of FORT WAYNE, INDIANA  
ity aforesaid, and that the printed matter attached hereto is a true copy,  
published in said paper for 2 time S, the dates of publication being

June 16, 1973

June 23, 1973

sworn to before me this 26 day of June, 1973  
Signature of Notary Public

Notary Public  
October 22, 1973  
Signature of Notary Public

expires October 22, 1973

Common Council-City of Ft. Wayne  
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

## PUBLISHER'S CLAIM

## LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)  
— number of equivalent lines

Head	number of lines	—
Body	number of lines	125
Tail	number of lines	2
Total number of lines in notice		<u>127</u>

## COMPUTATION OF CHARGES

<u>127</u> lines	columns wide equals.....	equivalent lines at .288¢	<u>.36.58</u>
cents per line			\$

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)	(3)	1.50
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TOTAL AMOUNT OF CLAIM		<u>\$ 38.08</u>
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## DATA FOR COMPUTING COST

Width of single column 11 ems	Size of type <u>5½</u> point
Number of insertions <u>2</u>	Size of quad upon which type is cast <u>5½</u>

Pursuant to the provision and penalties of Ch. 89, Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Title CLERK

Date June 26, 1973

## NOTARY PUBLIC'S AFFIDAVIT

County } ss:

Notary Public, I, Larry E. Gerken, do solemnly appear before me, a notary public in and for said county and state, the day of June, 1973, at Fort Wayne, Indiana, and do hereby declare and swear that I am a notary public in and for said county and state, and that I have been so registered since the date of my commission, which was on the 16th day of January, 1972. I further declare and swear that I have not been suspended or removed from the office of notary public in and for said county and state, and that I have not been disbarred from the practice of law in any court or tribunal of record in the state of Indiana.

I further declare and swear that I have read the foregoing affidavit and fully understand its contents, and that I have signed it willingly and voluntarily, and that it is my true and accurate statement of the facts contained therein.

I further declare and swear that the printed matter attached hereto is a true copy of the original document, and that it was duly published in said paper for the time specified, the dates of publication being as follows:

in the English language in the city of FORT WAYNE, INDIANA, town of FORT WAYNE, state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time 5, the dates of publication being as follows:

June 16, 1973

June 23, 1973

Subscribed and sworn to before me this 26th day of June, 1973.

Notary Public

My commission expires October 25, 1973.

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date June 26, 1973

Title Clerk

*C. M. Hostman*

Notice is hereby given that on the 12th day of June, 1973, the Common Council of the City of Fort Wayne, Indiana, did pass the following Bill No. G-73-65-73 General Ordinance, to-wit:

BILL NO. G-73-65-07

GENERAL ORDINANCE NO. G-12-73

AN ORDINANCE amending Chapter 13 of Chapter 3 of the Municipal Code of Fort Wayne by: (1) imposing a redemption fee of ten dollars (\$10.00) in respect to the first occurrence of a dog which has been found at large; (2) requiring such adequate to protect a female animal in heat from attack;

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Section 13 of Chapter 3 of the Municipal Code of the City of Fort Wayne is hereby amended so as to read in its revised form as follows:

"13. It shall be the duty of every humane officer or assistant humane officer of the City of Fort Wayne to apprehend and impound any dog found at large. Any dog so impounded may, upon payment of the redemption fee specified below, be released to the owner within seventy-two (72) hours after the impounding of such dog by reclaiming such dog at the humane shelter. It is provided, however, that the owner of such dog shall pay to the City of Fort Wayne a redemption fee of ten dollars (\$10.00).

"Such fees shall be paid to the person in charge of the humane shelter who shall accept such money on behalf of the City of Fort Wayne and shall keep the same, whereupon such dog shall be released to the owner thereof; provided, however, that such dog shall be released unless the owner shall also show a dog receipt as proof of ownership.

"All impounded dogs not reclaimed within the time above specified shall be impounded may be placed in suitable homes or destroyed in a humane manner by the Fort Wayne Humane Society. The person in charge of the humane shelter shall keep an accurate record of all impounded dogs and shall cause to be shown the time each dog is impounded, the disposition made of each dog, and all appropriate information.

"Any person owning or harboring any female dog in heat must provide shelter adequate to protect the animal from continually being disturbed. Failure to do so such shelter for a female dog in heat shall upon conviction, be fined not less than ten dollars (\$10.00) nor more than fifty dollars (\$50.00), each day during portion of time in which a female dog in heat is left unsheltered shall constitute a separate offense."

"It shall be unlawful for any person to hinder, molest or interfere with any humane officer or assistant humane officer to perform any duty described in this section."

SECTION 2. This Ordinance shall be in full force and effect from and after its passage by the Common Council, approved by the Mayor and legal publication.

WILLIAM T. HINGA,

Read the third time in full and on motion of William Hinga, seconded by John Schmidt, and duly adopted passed on its passage.

PASSED BY THE FOLLOWING VOTE:

Ayes Five  
William Hinga, Nuckles, D. Schmidt,  
V. Schmidt  
Nays: Four  
K. E. Moses, Stier, Talarico  
Date: 6-12-73

CHARLES W. WESTERMAN,

City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as a General Ordinance No. G-12-73 on the 12th day of June, 1973.

ATTEST: (SEAL)

CHARLES W. WESTERMAN,

City Clerk

WINFIELD C. MOSES, JR.,  
Pending Officer

Presented by me to the Mayor of the

City of Fort Wayne, Indiana, on the 13th day of June, 1973, at the hour of 10:00 o'clock A.M. EST.

CHARLES W. WESTERMAN,

City Clerk

Approved and signed by me this 13th day of June, 1973, at the hour of 3:00 o'clock P.M., EST.

IVAN A. LEBAMOFF,

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of General Ordinance No. G-12-73 Bill No. G-73-65-73 passed by the Common Council on the 12th day of June, 1973, and that said Ordinance was on the 13th day of June, 1973, ordered to remain on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 13th day of June, 1973.

CHARLES W. WESTERMAN,

City Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:

ALLEN County }

Personally appeared before me, a notary public in and for said county and state, the undersigned A. M. Hostman, who, being duly sworn, says that She is Clerk

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time S., the dates of publication being as follows:

June 16, 1973

June 23, 1973

Subscribed and sworn to before me this 26th day of June 1973

*C. M. Hostman*

Notary Public

My commission expires

October 21, 1975

Common Council-City of Ft. Wayne  
**(Governmental Unit)**

To..... NEWS-SENTINEL..... Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

**PUBLISHER'S CLAIM**

### LINE COUNT

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cents per line 36.58

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

(3) 1.50

**TOTAL AMOUNT OF CLAIM**

38.08

#### DATA FOR COMPUTING COST

Width of single column 11 cms

Size of type  $5\frac{1}{2}$  point

Number of insertions... 2

Size of quad upon which type is cast 5 $\frac{1}{2}$

Pursuant to the provision and penalties of Ch. 89, Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Title Clerk

**PUBLISHER'S AFFIDAVIT**

State of Indiana }  
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned A. M. Hostman, who, being duly sworn, says that She is Clerk \_\_\_\_\_ of the NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published  
in the English language in the city of FORT WAYNE, INDIANA  
in state and county aforesaid, and that the printed matter attached hereto is a true copy,  
which was duly published in said paper for 2 time<sup>s</sup>, the dates of publication being  
as follows:

June 16, 1973

June 23, 1973

Subscribed and sworn to before me this 26th day of June / 1873

Subscribed and sworn to before me this 25th day of October, 1975.  
*John K. Ralston*  
Notary Public